TENT COOPERATION TRE

From the INTERNATIONAL BUREAU

	From the INTERNATIONAL BUREAU
PCT	То:
•	
NOTIFICATION OF ELECTION	Assistant Commissioner for Patents
(United States Patent and Trademark
(PCT Rule 61.2)	Office Box PCT
	Washington, D.C.20231
	ETATS-UNIS D'AMERIQUE
Date of mailing (day/month/year)	1
13 June 2000 (13.06.00)	in its capacity as elected Office
International application No.	Applicant's or agent's file reference
PCT/US99/17167	PF-0568 PCT
International filing date (day/month/year)	Priority date (day/month/year)
30 July 1999 (30.07.99)	31 July 1998 (31.07.98)
Applicant	
BANDMAN, Olga et al	
4 7 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	
The designated Office is hereby notified of its election ma	de:
X in the demand filed with the International Prelimina	ry Examining Authority on:
02 February 2	2000 (02.02.00)
	
in a notice effecting later election filed with the Inter	national Bureau on:
2. The election X was	
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was not	
made before the expiration of 19 months from the priority	date or, where Rule 32 applies, within the time limit under
Rule 32.2(b).	
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The International Bureau of WIPO	Authorized officer
34, chemin des Colombettes 1211 Geneva 20, Switzerland	Kiwa Mpay

Telephone No.: (41-22) 338.83.38

Facsimile No.: (41-22) 740.14.35



From the INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

To: LUCY J. BILLINGS
INCYTE PHARMACEUTICALS, INC.
3174 PORTER DRIVE
PALA ALTO, CA 94304

PCT

NOTIFICATION OF TRANSMITTAL OF INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Rule 71.1)

Date of Mailing (day/month/year)

22 JAN 2001

Applicant's or agent's file reference

PF-0568 PCT

International filing date (day/month/year) Pri

Priority Date (day/month/year)

PCT/US99/17167

International application No.

30 JULY 1999

31 JULY 1998

IMPORTANT NOTIFICATION

Applicant

INCYTE PHARMACEUTICALS, INC.

- 1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary examination report and its annexes, if any, established on the international application.
- 2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
- 3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices)(Article 39(1))(see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary examination report. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

Name and mailing address of the IPEA/US

Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231

Facsimile No. (703) 305-3230

Authorized officer

KAREN COCHRANE CARL DELLA MAE COLLINS
PARALEGAL SPECIALIST

Telephone No. (703) 308-0 PECHNOLOGY CENTER 1600

Form PCT/IPEA/416 (July 1992)★



PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

pplicant's or agent's file reference PF-0568 PCT	FOR FURTHER ACTION	Preliminary	cation of Transmittal of International Examination Report (Form PCT/IPEA/416)
nternational application No.	International filing date (day/	month/year)	Priority date (day/month/year)
PCT/US99/17167	30 JULY 1999	į	31 JULY 1998
nternational Patent Classification (IPC) Please See Supplemental Sheet.		PC	
Applicant INCYTE PHARMACEUTICALS, IN	c.		
Examining Authority and 19 2. This REPORT consists of a This report is also accordate amended and are a (see Rule 70.16 and See	s transmitted to the applicant a total of sheets. mpanied by ANNEXES, i.e., sh the basis for this report and/or section 607 of the Administrative	neets of the desc	cription, claims and/or drawings which have ag rectifications made before this Authority.
These annexes consist of a			
3. This report contains indication	ons relating to the following	items:	
I X Basis of the rep	oort		
II Priority			
	- f remort with regard to	novelty inven	tive step or industrial applicability
لسبا		, ,,	••
IV Lack of unity of	of invention		
V X Reasoned statem citations and exp	nent under Article 35(2) with rolling such state	egard to novel ement	ty, inventive step or industrial applicability;
VI Certain documen	ts cited		
VII Certain defects in	n the international application		
<u></u>	ions on the international applic	cation	
VIII Certain observati	•••		
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Date of submission of the demand			Λ
02 FEBRUARY 2000	i	06 DECEMB	ER 2000
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Name and mailing address of the IPI Commissioner of Patents and Tra	5A/US [*-		A CENTER OF TOTAL OF THE OFFICE OF THE OFFIC
Box PCT Washington, D.C. 20231		KAREN CO	DELLA MAE COLLING DELLA MAE COLLING PARALECEMA SECONALIO PARALE
wasnington, D.C. 20231	T	elephone No.	(703) 308-0196



nternational	application	No.

I.	Ba	sis of t	he report		<u> </u>		
1	Wish	regard to	o the elements of the	international applica	tion:*		
1.			ernational application				
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		pages _	NONE		, med with the letter		
	[J]	the cla	ims:				
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		pages	NONE				, filed with the demand
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3	. Wi	th regard	d to any nucleotide y examination was	and/or amino ac carried out on the	id sequence disclosed in the basis of the sequence list	ne international ing:	application, the international
		contair	ned in the internat	ional application	in printed form.		
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4	x	The a	mendments have r	esulted in the can	cellation of:		
		X	the description, pa	ges NONE			
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5	۶. <u>L</u>	J This re	eport has been drawn	n as it (some of) the	the Supplemental Box (Rul	писе, знее шеу e 70.2(c)).**	have been considered to go
	in i	olacement this repo	t sheets which have b ort as "originally file	een furnished to the ed" and are not an	receiving Office in response in nexed to this report since the time.	to an invitation u hey do not conti	nder Article 14 are referred to ain amendments (Rules 70.16
L	**An	y replac	ement sheet contain	ing such amendmer	nts must be referred to unde	er item 1 and a	nnexed to this report.



International application No.

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state	ment			ΥI
N	ovelty (N)		13, 14, 16-20	NO
		Claims	1-12, 15	
Īı	eventive Step (IS)	Claims	13, 14, 16-20	YI
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Ĺ	ndustrial Applicability (IA)	Claims	NONE	N
blot an	alysis using the polynucleotide encodit ynucleotide prior to Dot blot analysis pUC19 plasmids.	ng V58 is shown (Claim 8). The	encoding V58 is shown in Fig. 1 (Claims 6, 9-11, (Claim 7) in which AMV reverse transcriptase was polynucleotides were transformed into M13-derived	used to ampli vectors (Clai
Claims suggest polyped	at a host cell comprising the vector has petide, antibody, agonist, or antagonist on antagonist on this written opinion was received that they elect to reserve the ri	eived 15 Nov 20	Article 33(2)-(4), because the prior art does not to otide encoding SEQ ID NO:1, the recombinant problem, or a method of treatment. 3000. Applicants made no direct argument against the objections in national stage applications.	
Claims suggest polyped	onse to this written opinion was recessionly that they elect to reserve the ri	eived 15 Nov 20	otide, or a method of treatment.	
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International application No. PCT/US99/17167

Supplemental Box						
(To be used when the space	in any	of the	preceding	boxes	is not	sufficient

Continuation of: Boxes I - VIII

Sheet 10

The International Patent Classification (IPC) and/or the National classification are as listed below: IPC(7): C07K14/00; C07H 17/00 C12P 14/00 and US C1.: 435/ 69.1. 252.3, 320.1, 325; 536/23.1; 530/350

3/15/744314 09/744314

Applicant's or agent's file reference

International application No.

PF-0568 PCT

PATENT COOPERATION TREATY

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See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)

Priority date (day/month/year)

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International filing date (day/month/year)

FOR FURTHER ACTION

(PCT Article 36 and Rule 70)

PCT/US99/17167	30 JULY 1999		31 JULY 1998
	ation (IPC) or national classifica eet.	tion and IPC	
Applicant INCYTE PHARMACEUTI	CALS, INC.		
Examining Author 2. This REPORT con This report is been amende (see Rule 70.)	nsists of a total of sheet also accompanied by ANNEXEd and are the basis for this report to and Section 607 of the Adm	ets. ES, i.e., sheets of the desert and/or sheets containing interest in the structions.	cription, claims and/or drawings which have ng rectifications made before this Authority.
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3. This report contains	s indications relating to the fo	ollowing items:	
II Priorit III Non-e IV Lack of Citation VI Certain VII Certain	stablishment of report with re	(2) with regard to novel such statement	ntive step or industrial applicability ty, inventive step or industrial applicability:
Date of submission of the o		06 DECEME	
Name and mailing address	of the IPEA/US tents and Trademarks	Authorized office	> CONTINUED NOO ICHALLAGS.
Box PCT Washington, D.C. 2		i	DELLA MAE COLLING
Facsimile No. (703) 305		Telephone No.	(703) 308-0196



International	application	No

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International application No.
PCT/US99/17167

statement			٠
Novelty (N)	Claims	13, 14, 16-20	
Noverty (14)		1-12, 15	NO
Inventive Step (IS)	Claims	13, 14, 16-20	YES
inventive step (15)		1-12, 15	
	en. :	1.20	YES
Industrial Applicability (IA)	Claims Claims	NONE	NO
Claims 13, 14, and 16-20 meet the criteria suggest a host cell comprising the vector by polypeptide, antibody, agonist, or antagon	iaving nolvillicie	lide elicodilig 3LQ ID 110.1, the receive	oes not teach or fairly binant production of the
suggest a host cell comprising the vector has polypeptide, antibody, agonist, or antagon. A response to this written opinion was reconstating only that they elect to reserve the interest of the second sec	ist to the polyper seived 15 Nov 20 right to address of	oride, or a method of treatment. On. Applicants made no direct argument	
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International application No.

Supplemental Box (To be used when the space in any of the preceding boxes is not sufficient)	
Continuation of: Boxes I - VIII	Sheet 10
CLASSIFICATION: The International Patent Classification (IPC) and/or the National classification are as listed below: IPC(7): C07K14/00; C07H 17/00 C12P 14/00 and US C1.: 435/ 69.1. 252.3, 320.1, 325; 536/23.1; 530/350	